

MINUTES

Regular Meeting
City Hall Council Chamber

January 6, 2020
Monday, 6:00 p.m.

Present: Mayor O. Stanhope Anthony III, presiding; Council Members Eric B. Hendrick, David W. White, David Causby, Violet Arth Dukes, Charles Webber, and Andrew L. Hopper, Sr.; City Manager Rick Howell, ICMA-CM, City Attorney Robert W. (Bob) Yelton, City Clerk Bernadette A. Parduski, Assistant City Manager/Director of Finance Justin S. Merritt, MPA, Assistant Director of Finance Elizabeth B. (Beth) Beam, CPA, Director of Human Resources Deborah (Deb) Jolly, Director of Energy Services Julie R. McMurry, Director of Engineering Services Benjamin (Ben) Yarboro, Police Chief Jeffrey H. (Jeff) Ledford, Fire Chief William P. Hunt, MPA, EFO, Battalion Chief Matt Williams, Director of Public Works Daniel C. (Danny) Darst, Jr., and Director of Parks and Recreation Charlie Holtzclaw

Mayor Anthony called the meeting to order at 6:00 p.m. and welcomed all who were in attendance. The Mayor gave the invocation and Mrs. Arth Dukes led the *Pledge of Allegiance*.

A. Approval of agenda:

- 1) Motion to adopt the proposed agenda

ACTION TAKEN: Upon a motion made by Mr. White, City Council voted unanimously to approve the agenda as presented.

B. Consent Agenda:

ACTION TAKEN: Mayor Anthony presented the consent agenda. Mr. Hendrick made a motion to approve the consent agenda. The consent agenda and following items were unanimously approved:

- 1) Approval of the Minutes of the Regular Meeting of December 16, 2019

- 2) Approval of Special Event Permit Application:

- a. Dr. Martin Luther King Jr. March, requested date: January 20, 2020

- 3) Approval of a resolution honoring Coach Mike Wilbanks and the Shelby High School 2019 Golden Lions Football Team: Resolution No. 1-2020

- 4) Approval of a resolution approving application to Watch for Me NC: Resolution No. 2-2020
- 5) Approval of Notice of Cancellation in the Regular Meeting Schedule of Shelby City Council

END CONSENT AGENDA

C. Unfinished Business:

- 1) Consideration of Fiscal Year (FY) 2019-2020 Budget Ordinance Amendment No. 10: Ordinance No. 1-2020

Mr. Howell introduced Ordinance No. 1-2020 for Council's consideration. He reminded Council that companies awarded incentive grants must pay in full all tax and bills owed to the City prior to making a request. It is the responsibility of the company and in this instance, Greenheck Fan Corporation, to certify to the City they have done so with written verification from the Cleveland County Tax Office. Council must then approve this budget amendment formally appropriating the incentive grant for the Tax Year 2019. Mr. Howell stated future payments will be made as the grant recipient requests payment after complying with the provisions of the adopted incentive agreement. He further stated this is year five of a seven year agreement with Greenheck Fan Corporation located at 200 Partnership Drive in the Foothills Commerce Center. The approved grant covers a seven year period at 65 percent grant incentive payment back to the company.

ACTION TAKEN: Upon a motion made by Mr. White, City Council voted unanimously to approve and adopt Ordinance No. 1-2020 entitled, "FISCAL YEAR (FY) 2019-2020 BUDGET ORDINANCE AMENDMENT NO. 10".

D. New Business:

- 1) Consideration of an ordinance establishing a capital project ordinance and budgets for the City of Shelby's Substation 8 Circuit Addition Project: Ordinance No. 2-2020

Mr. Howell introduced Ordinance No. 2-2020 for Council's consideration. He stated in 2016 Progressive Engineering Consultants, Inc. completed an Electrical Distribution System Planning Study that was presented and approved by Council. The results of the study were recommendations to be completed over the next several years. The addition of a circuit in Substation No. 8 was identified as a priority from the study. Mr. Howell added this project helps to address a power reliability issue for the area served by

Substation No. 8. Substation No. 8 is located between Walmart Supercenter and Lowes Home Improvement off Gidney Street. It generally serves to the south, north, and east of that location. Specifically, Substation No. 8 currently serves three circuits which are reaching near maximum thermal operating conditions. To correct this situation and reduce the likelihood this will occur, City staff and Progressive Engineering Consultants recommended the addition of a fourth circuit, significantly reducing the risk of these circuits being overloaded which would cause power outages.

ACTION TAKEN: Upon a motion made by Mr. Webber, City Council voted unanimously to approve and adopt Ordinance No. 2-2020 entitled, “AN ORDINANCE ESTABLISHING A CAPITAL PROJECT ORDINANCE AND BUDGETS FOR THE CITY OF SHELBY’S SUBSTATION 8 CIRCUIT ADDITION PROJECT”.

- 2) Consideration of an ordinance establishing a capital project ordinance and budget for the City of Shelby’s Airport Layout Planning Project: Ordinance No. 3-2020

Mr. Howell introduced Ordinance No. 3-2020 for Council’s consideration. He stated the City of Shelby was awarded a grant from the North Carolina Division of Aviation in June 2019 to update the Airport Layout Plan (ALP) for the Shelby-Cleveland County Regional Airport. This state grant totals \$250,000 with a 10 percent local match resulting in \$225,000 in state funds and \$25,000 in local funds. As a reminder, matching local funds are shared equally between the City of Shelby and Cleveland County.

Mr. Howell further stated the North Carolina Division of Aviation (NCDOA) requires that airports in North Carolina develop and maintain an ALP to assist with planning future airport growth and development. The current ALP was completed in 2007 and multiple projects have been completed since that time. Due to the completion of projects and ever-changing airport development criteria, the NCDOA recommends ALPs be updated every five to seven years. Based on discussions with the City’s NCDOA Airport Project Manager, it was determined that an ALP update was necessary and would prove beneficial in future airport development. Mr. Howell added failure to maintain an updated ALP can jeopardize future grant funding as it is a requirement that requested projects be included on an approved plan.

ACTION TAKEN: Upon a motion made by Mr. Hopper, City Council voted unanimously to approve and adopt Ordinance No. 3-2020 entitled, “AN ORDINANCE ESTABLISHING A CAPITAL PROJECT ORDINANCE AND BUDGET FOR THE CITY OF SHELBY’S AIRPORT LAYOUT PLANNING PROJECT”.

E. City Manager's Report:

- 1) **Mr. Howell confirmed City Council's retreat is scheduled for February 1, 2020 at 8:00 a.m. and will be held at the Shelby-Cleveland County Regional Airport. He reminded Council members to submit their retreat topics and items to him by January 10, 2020.**
- 2) **Mr. Howell reported the Water Treatment Plant Upgrades Project on Grover Street is progressing ahead of schedule with completion and operation anticipated in June 2020.**
- 3) **With regard to the Wastewater Treatment Plant Biosolids Improvements Project, Mr. Howell reported the installation of equipment and piping is the next phase with start-up on the facility anticipated in July 2020 and completion by the end of 2020.**
- 4) **Mr. Howell provided an update with regard to the Uptown Shelby Streetscaping Project construction activities in January 2020, which will involve curb work, pavers, and crosswalks.**
- 5) **With regard to the construction of Shell Building No. 3 on Plato Lee Road, Mr. Howell stated the project will bid on February 11, 2020 and a recommendation for the award of the construction contract will be presented to Council on February 17, 2020 for consideration.**
- 6) **Mr. Howell mentioned the City of Shelby closed on the rail corridor property with Norfolk Southern Corporation on December 19, 2019.**
- 7) **Mr. Howell stated the Parks and Recreation Master Planning Process is ongoing. The consultants are developing preliminary recommendations with direction provided by the project steering committee, the public survey, and a series of public meetings held in November 2019 at Holly Oak Park, Shelby City Park, and Marion Elementary School. A public meeting in February 2020 will be held to present a summary of all findings and preliminary recommendations. In April 2020, the final master plan will be used to secure funding and submit a recreation development grant to the State of North Carolina.**

F. Council Announcements and Remarks:

- 1) **Mayor Anthony recognized Steve Padgett of the Small Business Center at Cleveland Community College in attendance, supporting the 53 Ideas Pitch Competition. The competition is an open call for business ideas**

from residents across the region. The Mayor encouraged interested parties to visit www.53ideas.com for further details.

the Mayor Anthony reminded Council members to attend and participate in the march and events scheduled on Martin Luther King Jr. Day, January 20, 2020.

- 2) Mrs. Arth Dukes wished all a Happy New Year.
- 3) Mr. Webber announced the Cleveland County NAACP will host an inaugural prayer breakfast celebrating Dr. King – A Day to Remember MLK on January 18, 2020 at 9:00 a.m. at the Bess Group Restaurant, 722 Earl Road in Shelby.
- 4) Mr. Hopper requested prayers for the members of the 82nd Airborne Division from Fort Bragg, North Carolina on their emergency deployment to the Middle East, given the possibility of a conflict with Iran.

G. Adjournment:

- 1) Motion to adjourn

ACTION TAKEN: Upon a motion made by Mr. Causby, City Council voted unanimously to adjourn the meeting at 6:18 p.m.

Respectfully submitted,

Bernadette A. Parduski, NCCMC, MMC
City Clerk

O. Stanhope Anthony III
Mayor

Minutes of January 6, 2020